

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES AND COMMERCE**

**Call to Order:** By Chairman Rick Ripley, on February 1, 2007 at 8:00 A.M., in Room 317-C Capitol.

#### **ROLL CALL**

##### **Members Present:**

Rep. Rick Ripley, Chairman (R)  
Sen. Ken (Kim) Hansen, Vice Chairman (D)  
Rep. John L. Musgrove (D)  
Sen. Bill Tash (R)  
Sen. Mitch Tropila (D)  
Rep. Craig Witte (R)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Eileen Rose, Office of Budget and Program Planning  
Katie Butcher for Christie Messer, Committee Secretary  
Barbara Smith, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Subjects Addressed: DNRC DPs, HB 2  
Executive Action: DNRC DP's

**Executive Action-Department of Natural Resources and Conservation**

00:00:01\_\_Chairman Ripley called hearing to order

00:00:02 Barbara Smith

[EXHIBIT\(jnh22a01\)](#)

[EXHIBIT\(jnh22a02\)](#)

[EXHIBIT\(jnh22a03\)](#)

[EXHIBIT\(jnh22a04\)](#)

00:06:00 Mary Sexton, Director, Department of Natural Resources  
and Conservation (DNRC)

00:08:22 Rep. Ripley

**Executive Action: DP 2101-GIS Enterprise Project IT**

00:09:10 **Motion/Vote:** Sen. Hansen moved **TO ADOPT DP 2101**. Motion  
failed 3-3 on a roll call vote, Sen. Tropila, Sen.  
Hansen, and Rep. Musgrove voting aye.

**DP 2102-CSD Operating Adjustment**

00:11:05 **Motion:** Rep. Musgrove moved **TO ADOPT DP 2102**.

**Discussion:**

00:11:26 Rep. Witte

00:11:29 Rep. Ripley

00:11:34 Ms. Smith

00:11:46 Rep. Witte

00:12:30 **Vote:** Motion failed 3-3 by roll call vote, Sen. Tropila  
Sen. Hansen, and Rep. Musgrove voting aye.

**DP 2103-CSD Equipment IT OTO**

00:13:12 **Motion/Vote:** Rep. Musgrove moved **DP 2103 BE ADOPTED**.  
Motion failed 3-3, Rep. Musgrove, Sen. Tropila, and  
Sen. Hansen voting aye.

**DP 2104-GIS Enterprise Equipment IT OTO**

00:13:37 **Motion/Vote:** Sen. Hansen moved **TO ADOPT DP 2104**. Motion failed 3-3, Rep. Musgrove, Sen. Hansen, and Sen. Tropila voting aye.

**DP 2201-O&G Regulatory Operating Adjustment**

00:14:15 **Motion:** Rep. Musgrove moved **DP 2201 BE ADOPTED**.

**Discussion:**

00:14:36 Rep. Witte  
00:15:22 Hansen  
00:15:34 Rep. Musgrove  
00:16:42 Rep. Ripley  
00:16:45 Sen. Tropila  
00:17:01 Rep. Ripley  
00:17:26 Sen. Hansen  
00:17:28 Tom Richmond, Administrator, DNRC Oil and Gas Division  
00:18:22 Sen. Hansen  
00:18:31 Mr. Richmond  
00:20:18 Rep. Ripley  
00:20:44 Rep. Musgrove  
00:21:25 Rep. Ripley  
00:21:42 Sen. Tash

00:21:55 **Substitute Motion:** Sen. Tash moved **TO ADOPT DP 2201 ADJUSTING CONTRACTED SERVICES TO \$300,000 PER YEAR AND ADJUSTING ENTIRE PACKAGE TO REFLECT THAT CHANGE**.

**Discussion:**

00:22:47 Barbara Smith  
00:22:52 Sen. Tash  
00:23:06 Sen. Tropila  
00:23:11 Barbara Smith  
00:23:14 Sen. Tropila  
00:23:18 Mr. Richmond  
00:24:05 Sen. Tropila  
00:24:08 Eileen Rose  
00:24:17 Rep. Ripley  
00:24:47 Sen. Tropila  
00:25:23 Rep. Musgrove  
00:25:31 Mr. Richmond

00:26:20 Rep. Ripley  
00:26:31 Sen. Hansen

00:27:28 **Vote:** Motion carried by unanimous roll call vote.

**DP 2202-Underground Injection Control Operating Unit**

00:27:47 **Motion/Vote:** Sen. Hansen moved **DP 2202 BE ADOPTED.**  
Motion failed 3-3, Sen. Hansen, Rep. Musgrove, and Sen.  
Tropila voting aye.

**DP 2203-O&G Public Assessment Data System IT**

00:28:44 **Motion:** Rep. Musgrove moved **TO ADOPT DP 2203.**

**Discussion:**

00:29:22 Rep. Ripley  
00:29:26 Musgrove  
00:29:28 Barbara Smith  
00:29:47 Rep. Ripley  
00:29:53 Barbara Smith  
00:30:06 Rep. Musgrove

00:30:29 **Substitute Motion/Vote:** Sen. Tropila moved **TO ADOPT DP 2203, ONE TIME ONLY, RESTRICTED, AND WITH A BIENNIAL REPORT TO EQC.** Motion carries, 4-2 by roll call vote with Rep. Ripley and Rep. Witte voting no.

**DP 2204-O&G Education and Outreach**

00:31:32 **Motion:** Sen. Hansen moved **TO ADOPT DP 2204, BIENNIAL APPROPRIATION.**

**Discussion:**

00:31:58 Rep. Witte

00:32:30 **Vote:** Motion carried unanimously roll call vote.

**DP 2205-O&G North American Prospect Exposition**

00:32:41 **Motion:** Rep. Witte moved DP 2205 BE ADOPTED, BIENNIAL,  
ONE TIME ONLY.

**Discussion:**

00:33:07 Sen. Hansen

00:33:23 Rep. Ripley

00:33:49 **Vote:** Motion carried unanimous roll call vote.

**DP 2208-Temporary Relocation Costs**

00:34:00 **Motion:** Rep. Musgrove moved TO ADOPT DP 2208,  
RESTRICTED, ONE TIME ONLY, BIENNIAL APPROPRIATION.

**Discussion:**

00:34:24 Rep. Witte

00:34:44 Mr. Richmond

00:35:54 Rep. Witte

00:36:33 **Vote:** Motion carried unanimously by roll call vote.

00:36:42 Barbara Smith

**DP 2301-CARDD Operating Adjustment**

**Discussion:**

00:37:11 Sen. Tropila

00:37:54 Sen. Hansen

00:38:23 Rep. Ripley

00:38:26 Barbara Smith

00:38:59 Rep. Ripley

00:39:15 Barbara Smith

00:39:18 **Motion/Vote:** Sen. Tropila moved DP 2301 BE ADOPTED.  
Motion carried unanimously by roll call vote.

**DP 2302-Drinking Water Loan Program Assistance**

00:40:05 **Motion/Vote:** Rep. Witte moved **DP 2302 BE ADOPTED.**  
Motion carried unanimously by roll call vote.

**DP 2306-Regional Water Systems**

00:40:58 **Motion/Vote:** Sen. Hansen moved **DP 2306 BE ADOPTED.**  
Motion carried unanimously by roll call.

**DP 2307-Watershed Grants**

00:41:45 **Motion:** Sen. Tropila moved **DP 2307 BE ADOPTED.**

**Discussion:**

00:41:58 Rep. Witte

00:42:20 Barbara Smith

**EXHIBIT(jnh22a05)**

00:42:48 Rep. Witte

00:43:33 Barbara Smith

00:43:38 Rep. Ripley

00:43:41 Sen. Tropila

00:44:38 Rep. Musgrove

00:45:24 Barbara Smith

00:45:34 Rep. Witte

00:46:08 Barbara Smith

00:46:12 Sen. Hansen

00:46:49 Rep. Witte

00:46:53 Barbara Smith

00:47:09 Ray Beck, Department of Natural Resources and  
Conservation

00:48:28 Rep. Witte

00:48:36 Mr. Beck

00:49:36 **Vote:** Motion failed 3-3 by roll call vote, Sen.  
Tropila, Rep. Musgrove, and Sen. Hansen voting aye.

**DP 2312-Watershed Grants**

00:50:11 Rep. Musgrove

00:50:14 Barbara Smith

00:50:35 Rep. Musgrove

00:50:42 Mr. Beck

00:52:17 Ms. Rose

00:54:00 **Motion:** Rep. Musgrove moved **TO ADOPT DP 2312, AT A  
REDUCTION OF \$91,000 PER YEAR FOR PROGRAM.**

**Discussion:**

00:54:07 Barbara Smith  
00:54:22 Rep. Musgrove  
00:54:39 Rep. Ripley  
00:54:43 Rep. Musgrove  
00:54:51 Barbara Smith

00:56:20 **Vote:** Motion carried unanimously by roll call vote.

**DP 2308-Missouri River Council**

00:56:53 **Motion:** Sen. Hansen moved that **DP 2308 BE ADOPTED.**

**Discussion:**

00:57:27 Rep. Musgrove  
00:57:30 Rep. Ripley  
00:57:52 Sen. Tash  
00:58:07 Rep. Musgrove  
00:58:50 Sen. Tropila  
01:00:08 Rep. Witte  
01:00:27 Barbara Smith  
01:00:53 Rep. Witte  
01:01:04 Barbara Smith  
01:01:07 Rep. Witte  
01:03:24 Rep. Ripley  
01:03:30 Barbara Smith  
01:03:52 Rep. Musgrove  
01:04:26 Sen. Tropila  
01:05:43 Rep. Ripley  
01:06:17 Sen. Tash  
01:08:19 Sen. Hansen  
01:08:23 Sen. Tash  
01:08:39 Barbara Smith  
01:09:02 Sen. Tash  
01:09:08 Sen. Hansen  
01:09:24 Rep. Musgrove  
01:10:06 Rep. Ripley  
01:10:10 Sen. Tropila  
01:11:01 Barbara Smith

01:11:10 Sen. Tropila  
01:11:23 Sen. Tash

01:11:43 **Substitute Motion:** Sen. Tropila made a substitute motion that **DP 2308 BE ADOPTED AS ONE TIME ONLY \$114,000, WITH PERFORMANCE REPORT SUBMITTED TO ENVIRONMENTAL QUALITY CONTROL.**

**Discussion:**

01:12:32 Rep. Witte  
01:12:54 Barbara Smith  
01:13:10 Rep. Witte

01:13:56 **Vote:** Motion carried 4-2 by roll call, Rep. Ripley and Rep. Witte voting no.

**DP 2311-Conservation District Watershed Position**

01:14:15 **Motion/Vote:** Rep. Musgrove moved **DP 2311 BE ADOPTED.** Motion failed 3-3 on a roll call vote, Rep. Musgrove, Sen. Tropila and Sen. Hansen voting aye.

**DP 2314-Conservation District Operating-Coal Bed Methane**

01:14:57 **Motion/Vote:** Sen. Hansen moved **TO ADOPT DP 2314.** Motion carried 5-1, Sen. Tash voting no.

**DP 2401-Water Resources Operating Adjustment IT**

01:15:40 **Motion/Vote:** Rep. Musgrove moved **DP 2401 BE ADOPTED.** Motion carried 3-3 by roll call with Rep. Ripley and Rep. Witte voting no.

**DP 2402-State Water Projects Rehabilitation**

01:16:35 **Motion:** Sen. Hansen moved **DP 2402 BE ADOPTED, BIENNIAL, ONE TIME ONLY.**

**Discussion:**

01:16:47 Rep. Witte  
01:16:54 John Tubbs, Administrator, DNRC



01:17:17 Rep. Witte  
01:17:56 Barbara Smith  
01:18:02 Rep. Ripley  
01:18:06 Rep. Witte  
01:18:18 Mr. Tubbs  
01:19:53 Rep. Witte  
01:19:57 Barbara Smith  
01:20:00 Mr. Tubbs  
01:20:05 Rep. Ripley  
01:20:13 Rep. Witte  
01:20:24 Barbara Smith  
01:20:44 Rep. Musgrove  
01:21:25 Rep. Ripley  
01:22:49 Barbara Smith  
01:22:57 Sen. Tash  
01:23:23 Rep. Musgrove  
01:23:48 Sen. Tropila  
01:23:58 Mr. Tubbs  
01:24:46 Rep. Ripley  
01:24:50 Barbara Smith

01:25:39 **Vote:** Motion carried 5-1 by roll call, Rep. Witte voting no.

**DP 2404-Community Assistance Program Federal**

01:26:05 **Motion/Vote:** Rep. Musgrove moved **TO ADOPT DP 2404.**  
Motion failed 3-3 with Rep. Musgrove, Sen. Hansen, and Sen. Tropila voting aye.

**Discussion:**

01:26:58 Rep. Witte  
01:27:11 Barbara Smith  
01:27:24 Mr. Tubbs

01:27:52 **Motion:** Rep. Witte moved **TO ADOPT DP 2404 WITH ONE TIME ONLY BIENNIAL APPROPRIATION OF \$100,000 GENERAL FUND, YEAR 2008, FOR FLATHEAD BASIN COMMISSION.**

**Discussion:**

01:29:05 Rep. Musgrove  
01:29:25 Rep. Witte\_\_\_\_\_  
01:30:17 Sen. Tropila  
01:31:49 Rep. Ripley

01:31:53 Barbara Smith  
01:31:56 Rep. Witte  
01:32:16 Barbara Smith  
01:32:42 Sen. Hansen  
01:32:57 Barbara Smith

01:33:44 **Vote:** Motion carried 4-2 by roll call vote, with Rep. Ripley and Sen. Tash voting no.

**DP 2409-BWWC Operating Adjustment**

01:34:05 **Motion:** Rep. Musgrove moved **DP 2409 BE ADOPTED.**

**Discussion:**

01:34:17 Rep. Musgrove

01:34:57 **Vote:** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

**DP 2403**

01:35:08 **Motion:** Rep. Musgrove moved that **DP 2403 BE ADOPTED AS ONE TIME ONLY.**

**Discussion:**

01:35:17 Rep. Musgrove  
01:35:45 Rep. Ripley  
01:35:57 Sen. Tash  
01:36:56 Barbara Smith  
01:37:15 Rep. Musgrove  
01:37:54 Sen. Hansen

01:38:43 **Vote:** Motion carried 4-2, Rep. Ripley and Rep. Witte voting no.

**DP 2405**

01:38:57 **Motion:** Rep. Musgrove moved **TO ADOPT DP 2405 AS RESTRICTED.**

**Discussion:**

01:39:37 Rep. Musgrove  
01:39:40 Rep. Ripley  
01:39:50 Ms. Sexton  
01:41:22 Barbara Smith  
01:41:40 Rep. Musgrove  
01:42:19 Rep. Ripley  
01:42:26 Rep. Witte  
01:42:56 Ms. Sexton  
01:43:19 Sen. Tash  
01:43:57 Ms. Sexton  
01:44:06 Rep. Ripley  
01:44:14 Ms. Sexton

01:46:05 **Vote:** Motion failed 3-3 roll call vote, with Sen.  
Tropila, Sen. Hansen, and Rep. Musgrove voting aye.

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**DP 2406**

01:46:51 **Motion:** Sen. Hansen moved that **DP 2406 BE ADOPTED.**

**Discussion:**

01:47:04 Rep. Musgrove

01:47:47 **Vote:** Motion failed 3-3 by roll call vote with Sen.  
Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

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**DP 2407**

01:48:52 **Motion:** Rep. Musgrove moved that **DP 2407 BE ADOPTED.**

**Discussion:**

01:49:12 Rep. Witte  
01:49:15 Barbara Smith  
01:49:18 Mr. Tubbs  
01:49:22 Barbara Smith  
01:49:25 Rep. Witte

01:50:12 **Vote:** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

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**DP 2411**

01:50:25 **Motion/Vote:** Rep. Musgrove moved that **DP 2411 BE ADOPTED**. Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

**DP 2412**

01:50:58 **Motion/Vote:** Rep. Musgrove moved that **DP 2412 BE ADOPTED**. Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

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**DP 2413**

01:52:29 **Motion:** Sen. Hansen moved that **DP 2413 BE ADOPTED**.

**Discussion:**

01:53:01 Barbara Smith  
01:53:05 Rep. Ripley  
01:53:10 Barbara Smith  
01:53:25 Rep. Musgrove

01:53:58 **Vote:** Motion carried unanimously by roll call vote.

**DP 2502**

01:54:32 **Motion:** Sen. Hansen moved that **DP 2502 BE ADOPTED**.

**Discussion:**

01:54:43 Sen. Tash

01:55:34 **Vote:** Motion carried 5-1 by roll call vote with Rep. Musgrove voting no.

**DP 2501**

01:55:46 **Motion:** Sen. Tropila moved that **DP 2501 BE ADOPTED AS ONE TIME ONLY**.

**Discussion:**

01:56:04 Sen. Hansen

01:56:34 **Vote:** Motion carried 5-1 by roll call vote with Rep. Ripley voting no.

**DP 3505**

01:56:58 **Motion:** Sen. Hansen moved that **DP 3505 BE ADOPTED CONTINGENT UPON HB 61.**

**Discussion:**

01:57:25 Barbara Smith  
01:57:39 Sen. Tash  
01:58:04 Rep. Witte  
01:58:15 Barbara Smith  
01:58:25 Rep. Ripley  
01:58:37 Barbara Smith

01:59:05 **Vote:** Motion carried 5-1 by roll call vote with Rep. Witte voting no.

01:59:30 Break  
02:15:30 Reconvene

**DP 3506**

02:15:59 **Motion:** Sen. Hansen moved that **DP 3506 BE ADOPTED CONTINGENT UPON PASSAGE OF HB 61.**

**Discussion:**

02:16:32 Sen. Tash  
02:16:35 Barbara Smith  
02:17:17 Mr. Tropila  
02:17:23 Barbara Smith  
02:17:31 Mr. Tropila  
02:17:58 Bob Harrington

02:18:39 **Motion:** Sen. Tropila moved that **DP 3506 BE CONCEPTUALLY AMENDED, "REMOVE FEDERAL FUNDING FROM DP 3506 AND CONSIDER IT SEPARATELY." AND TO ADOPT DP 3506 AS AMENDED.**

**Discussion:**

02:19:20 Barbara Smith

02:19:25 Sen. Tropila

02:21:31 Barbara Smith

02:21:36 Mr. Harrington

02:22:09 Sen. Tropila

02:22:57 **Vote:** Motion carried 4-2 by roll call vote with Rep. Ripley and Rep. Witte voting no.

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**Federal Funding DP 3506**

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02:23:17 **Motion/Vote:** Rep. Musgrove moved **TO APPROVE FEDERAL FUNDING FROM DP 3506**. Motion carried unanimously by roll call vote.

**DP 3507**

02:24:29 **Motion:** Rep. Musgrove moved **DP 3507 BE ADOPTED CONTINGENT UPON PASSAGE OF HB 61**.

**Discussion:**

02:25:15 Rep. Musgrove

02:25:23 Mr. Harrington

02:27:35 Rep. Ripley

02:27:41 Mr. Harrington

02:29:14 Rep. Witte

02:30:18 **Vote:** Motion carried 4-2 by roll call vote with Sen. Tash and Rep. Witte voting no.

**DP 3508**

02:30:33 **Motion:** Sen. Hansen moved that **DP 3508 BE ADOPTED AS ONE TIME ONLY**.

**Discussion:**

02:30:53 Rep Witte

02:31:44 **Vote:** Motion failed 3-3 by voice vote with Rep. Ripley, Sen. Tash, and Rep. Witte voting aye.

**DP 3531**

02:31:57 **Motion/Vote:** Rep. Musgrove moved that **DP 3531 BE ADOPTED AS A BIENNIAL APPROPRIATION.** Motion carried unanimously by roll call vote.

**DP 3534**

02:32:43 **Motion/Vote:** Rep. Musgrove moved that **DP 3534 BE ADOPTED.** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

**DP 3536**

02:33:32 **Motion/Vote:** Sen. Hansen moved that **DP 3536 BE ADOPTED.** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

**DP 3537**

02:34:05 **Motion:** Sen. Hansen moved that **DP 3537 BE ADOPTED.**

**Discussion:**

02:34:13 Sen. Hansen  
02:34:55 Rep. Witte  
02:35:38 Barbara Smith  
02:35:52 Rep. Musgrove

02:36:20 **Vote:** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

**DP 3538**

02:36:36 **Motion:** Rep. Musgrove moved that **DP 3538 BE ADOPTED.**

**Discussion:**

02:36:50 Rep. Witte  
02:36:54 Barbara Smith  
02:37:05 Tom Schultz, DNRC  
02:37:33 Rep. Musgrove  
02:37:49 Mr. Schultz

02:38:39 **Vote:** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

**DP 3544**

02:38:54 **Motion:** Sen. Hansen moved that **DP 3544 BE ADOPTED.**

**Discussion:**

02:39:01 Rep. Witte  
02:39:38 **Vote:** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

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**DP 3545**

02:39:57 **Motion:** Rep. Musgrove moved that **DP 3545 BE ADOPTED.**

**Discussion:**

02:40:10 Sen. Tropila  
02:40:14 Barbara Smith  
02:40:36 Sen. Tropila  
02:40:51 Rep. Witte  
02:41:06 Barbara Smith  
02:41:12 Rep. Musgrove

02:41:36 **Vote:** Motion carried unanimously by roll call vote.

**DP 3546**

02:42:30 **Motion/Vote:** Sen. Hansen moved that **DP 3546 BE ADOPTED.** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.



**DP 3547**

02:43:30 **Motion/Vote:** Rep. Musgrove moved that **DP 3547 BE ADOPTED**. Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

**DP 3501**

02:44:11 **Motion/Vote:** Sen. Hansen moved that **DP 3501 BE ADOPTED**. Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

**DP 3502**

02:44:46 **Motion/Vote:** Rep. Musgrove moved that **DP 3502 BE ADOPTED**. Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

**DP 3503**

02:45:32 **Motion:** Sen. Hansen moved **TO ADOPT DP 3503 AS ONE TIME ONLY BIENNIAL RESTRICTED APPROPRIATION**.

**Discussion:**

02:45:54 Sen. Tash  
02:46:14 Rep. Witte  
02:47:10 Barbara Smith  
02:47:24 Rep. Witte  
02:47:50 Sen. Tash  
02:48:14 Mr. Harrington  
02:49:11 Barbara Smith

02:49:29 **Motion/Vote:** Sen. Tash moved that **DP 3503 BE CONCEPTUALLY AMENDED, "SO THE TITLES FOR AIRCRAFT BE THE FIRST PRIORITY." AND THAT DP 3503 BE ADOPTED AS AMENDED**. Motion passes unanimously by roll call vote.

**DP 3504**

02:50:41 **Motion:** Rep. Musgrove moved that **DP 3504 BE ADOPTED**.

**Discussion:**

02:50:54 Rep. Musgrove  
02:50:57 Rep. Witte  
02:52:23 Barbara Smith  
02:52:27 Rep. Witte  
02:52:33 Barbara Smith  
02:52:54 Sen. Tropila  
02:53:01 Barbara Smith

02:55:18 **Vote:** Motion carried 5-1 by roll call vote with Rep. Witte voting no.

**DP 3530**

02:55:31 **Motion/Vote:** Rep. Musgrove moved that **DP 3530 BE ADOPTED**. Motion carried unanimously by roll call vote.

**DP 3533**

02:56:18 **Motion/Vote:** Sen. Hansen moved that **DP 3533 BE ADOPTED**. Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

**DP 3535**

02:57:07 **Motion:** Sen. Tropila moved **DP 3535 BE ADOPTED**.

**Discussion:**

02:57:30 Rep. Witte  
02:58:13 Barbara Smith  
02:58:23 Mr. Schultz  
02:59:22 Rep. Ripley

03:00:39 **Vote:** Motion carried 5-1 by roll call vote with Rep. Witte voting no.

**DP 3542**

03:00:53 **Motion:** Sen. Hansen moved that **DP 3542 BE ADOPTED AND ADOPT THE FUNDING CHANGE FROM THE ORPHAN SHARE**.

**Discussion:**

03:01:36 Barbara Smith  
03:01:41 Mr. Tropila  
03:01:47 Mr. Schultz  
03:02:21 Ms. Rose  
03:02:32 Rep. Musgrove  
03:02:41 Rep. Witte  
03:03:16 Rep. Ripley

03:03:36 **Substitute Motion/Vote:** Rep. Musgrove made a substitute motion **TO ADOPT DP 3542 AS A RESTRICTED, ONE TIME ONLY, BIENNIAL APPROPRIATION.** Motion carried 4-2 by roll call vote with Rep. Ripley and Sen. Tash voting no.

**DP 3549**

03:04:36 **Motion/Vote:** Rep. Musgrove moved that **DP 3549 BE ADOPTED AS ONE TIME ONLY.** Motion carried 5-1 by roll call vote with Rep. Ripley voting no.

03:05:25 Barbara Smith

**DP 2315- Restoration Enhancement FTE**

03:06:27 **Motion:** Rep. Musgrove moved that **DP 2315 BE ADOPTED.**

**Discussion:**

03:06:58 Ms. Rose

03:07:24 **Motion:** Rep. Musgrove moved to **CONCEPTUALLY AMEND DP 2315, "TO SWITCH THE PACKAGE FROM STATE SPECIAL TO GENERAL FUND." AND TO ADOPT DP 2315 AS AMENDED.**

**Discussion:**

03:07:56 Rep. Witte  
03:08:32 Mr. Beck  
03:08:48 Barbara Smith  
03:09:02 Rep. Witte  
03:10:51 Mr. Beck

03:11:20 **Vote:** Motion failed 3-3 by roll call vote with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

**DP 3515**

03:12:13 **Motion/Vote:** Rep. Musgrove moved that **DP 3515 BE ADOPTED.** Motion carried unanimously by roll call vote. Rep. Witte voted no.

**Sen. Hansen's motion for \$50,000 for the Grass Commission**

03:12:19 **Motion:** Sen. Hansen moved that **A DP FOR \$50,000 FOR THE GRASS COMMISSION BE ADOPTED.**

**Discussion:**

03:13:03 Barbara Smith  
03:13:52 Sen. Hansen  
03:14:00 Ms. Sexton  
03:14:09 Mr. Beck  
03:16:01 Rep. Witte  
03:16:03 Jay Bodner, Montana State Grazing Districts

03:17:26 **Vote:** Motion carried unanimously by roll call vote.

03:17:49 Barbara Smith

**EXECUTIVE ACTION ON ACCEPTING THE RATES FOR DNRC**

03:18:07 **Motion:** Rep. Musgrove moved to **ACCEPT THE RATE ADJUSTMENTS FOR DNRC.**

**Discussion:**

03:18:44 Rep. Witte  
03:19:08 Barbara Smith  
03:19:12 Mr. Harrington  
03:20:01 Rep. Musgrove  
03:20:26 Mr. Harrington  
03:20:31 Mr. Witte

03:20:37 **Vote:** Motion carried unanimously by voice vote.

**Discussion:**

03:20:57 Barbara Smith  
03:22:45 Sen. Tropila  
03:23:28 Barbara Smith  
03:23:40 Sen. Tropila

03:23:53 Barbara Smith  
03:24:38 Sen. Tropila  
03:24:46 Susan Cottingham, DNRC Water Reserve  
03:32:52 Sen. Tropila  
03:32:55 Barbara Smith  
03:33:17 Sen. Tropila  
03:33:20 Ms. Cottingham  
03:33:44 Barbara Smith  
03:34:25 Sen. Tropila  
03:34:29 Sen. Tash  
03:35:24 Rep. Ripley  
03:35:30 Sen. Tropila  
03:36:19 Ms. Cottingham  
03:37:06 Barbara Smith  
03:37:21 Rep. Ripley  
03:37:35 Rep. Witte

**EXECUTIVE ACTION ON OIL AND GAS LANGUAGE FOR HB 2**

03:38:05 **Motion:** Rep. Musgrove moved that the **OIL AND GAS  
LANGUAGE FOR HB 2 BE ADOPTED.**

**Discussion:**

03:39:23 Rep. Witte  
03:39:25 Barbara smith  
  
03:39:41 **Vote:** Motion carried 6-0 by roll call vote.

**EXECUTIVE ACTION ON CARDD LANGUAGE**

03:39:59 **Motion/Vote:** Rep. Musgrove moved **TO APPROVE THE CARDD  
LANGUAGE FOR PURCHASE OF PRIOR LIENS AS ONE TIME ONLY,  
RESTRICTED.** Motion carried 5-1 by roll call vote with  
Rep. Witte voting no.

**EXECUTIVE ACTION ON LANGUAGE APPROPRIATION**

03:41:57 **Motion/Vote:** Rep. Musgrove moved that the **LANGUAGE  
APPROPRIATION FOR POLLUTION CONTROL AND OR DRINKING  
WATER REVOLVING FUND LOAN PROGRAM BE ADOPTED.** Motion  
carried unanimously by voice vote.

**EXECUTIVE ACTION ON COAL BED METHANE PROTECTION ACCOUNT**

03:44:49 **Motion/Vote:** Rep. Musgrove moved **TO ADOPT LANGUAGE REQUEST FOR COAL BED METHANE PROTECTION ACCOUNT, ONE TIME ONLY BIENNIAL, RESTRICTED APPROPRIATION.** Motion fails on a 3-3 roll call vote.

**EXECUTIVE ACTION ON WATER RESOURCE LANGUAGE**

03:45:18 **Motion/Vote:** Sen. Tropila moved that the **WATER RESOURCE LANGUAGE BE ADOPTED ONE TIME ONLY, RESTRICTED.** Motion carried unanimously by voice vote.

**Discussion:**

03:45:07 Barbara Smith  
03:47:19 Rep. Ripley  
03:47:24 Ms. Rose  
03:47:29 Sen. Tropila

**EXECUTIVE ACTION ON PERSONAL SERVICES FOR THE DNRC**

03:47:47 **Motion/Vote:** Sen. Tropila moved **TO RESTORE PERSONAL SERVICES FOR THE DNRC.** Motion failed 3-3 with Sen. Hansen, Rep. Musgrove, and Sen. Tropila voting aye.

**Discussion:**

03:48:54 Rep. Witte  
03:48:58 Barbara Smith  
03:49:06 Rep. Musgrove

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**ADJOURNMENT**

03:50:02 Adjournment

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REP. RICK RIPLEY, Chairman

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KATIE BUTCHER, Secretary  
for CHRISTIE MESSER

RR/kb

Additional Exhibits:

**EXHIBIT ([jnh22aad.pdf](#))**